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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re Application of:

Scott Waldman

Serial No.: 09/304,193

Group No.: 1642

Filing Date: May 3, 1999

Examiner: S.J. Huff

For: METHODS OF AND KITS AND COMPOSITIONS FOR DIAGNOSING
COLORECTAL TUMORS AND METASTASIS THEREOF

DATE OF DEPOSIT: April 22, 2002

I HEREBY CERTIFY THAT THIS PAPER IS BEING
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REGISTRATION NO.: 48,444

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Assistant Commissioner for Patents
Washington DC 20231

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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed October 23, 2001 finally rejecting claims 23-26 of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

- ☒ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:

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- ☐ an Independent Inventor
- ☐ a Small Business Concern
- ☐ a Nonprofit Organization

☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

Date: April 22, 2002

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